

**United States District Court  
For The Western District of North Carolina**

UNITED STATES OF AMERICA

V.

LANE ARNOLD BOEHLKE

**JUDGMENT IN A CRIMINAL CASE**

(For Offenses Committed On or After November 1, 1987)

Case Number: 2:05mj218

USM Number: 18954058  
Al Messer  
Defendant's Attorney**F I L E D**  
ASHEVILLE, N. C.

THE DEFENDANT:

NOV 23 2005

- pleaded guilty to count(s) ONE.
- pleaded nolo contendere to count(s) which was accepted by the court.
- was found guilty on count(s) after a plea of not guilty.

U.S. DISTRICT COURT  
W. DIST. OF N. C.

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following offense(s):

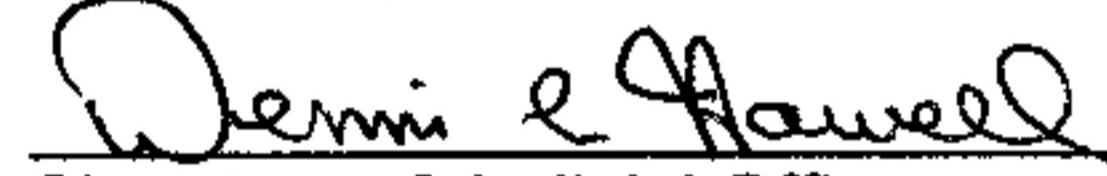
<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Counts</u>
16 USC 3372(a)(2)(A); 3372(d)(2); 18:2	Transport wildlife in interstate commerce	01/08/05	ONE

The defendant is sentenced as provided in pages 2 through 3 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984, United States v. Booker, 125 S.Ct. 738 (2005), and 18 U.S.C. § 3553(a).

- The defendant has been found not guilty on count(s) .
- Count(s) (is)(are) dismissed on the motion of the United States.

**IT IS ORDERED** that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay monetary penalties, the defendant shall notify the court and United States attorney of any material change in the defendant's economic circumstances.

Date of Imposition of Sentence: 11/18/05



Signature of Judicial Officer

Dennis L. Howell  
United States Magistrate JudgeDate: November 23 2005

Defendant: LANE ARNOLD BOEHLKE  
Case Number: 2:05mj218

**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of TWENTY (20) DAYS.

— The Court makes the following recommendations to the Bureau of Prisons:

— The defendant is remanded to the custody of the United States Marshal.

X The defendant shall surrender to the United States Marshal for this district:

X at 12:00 PM on 11/28/05.

— as notified by the United States Marshal.

— The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

— before 2 pm on .

— as notified by the United States Marshal.

— as notified by the Probation or Pretrial Services Office.

**SPECIAL CONDITIONS**

1. **DO NOT hunt on any federal lands anywhere in the United States for a period of TWO (2) YEARS;**
2. **DO NOT hunt on any federal, state, or private lands in the United States for the remainder of the 2005 hunting season;**
3. **Weapon seized forfeited to the United States.**

**TOTAL OFFENSE LEVEL**

**4**

**CRIMINAL HISTORY CATEGORY**

**IV**

**RETURN**

I have executed this Judgment as follows:

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Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, with a certified copy of this Judgment.

United States Marshal

By

Deputy Marshal

Defendant: LANE ARNOLD BOEHLKE  
Case Number: 2:05mj218

**CRIMINAL MONETARY PENALTIES**

The defendant shall pay the following total criminal monetary penalties in accordance with the Schedule of Payments.

ASSESSMENT	FINE	RESTITUTION
\$25.00	\$500.00	\$43.75

**FINE**

The defendant shall pay interest on any fine or restitution of more than \$2,500.00, unless the fine or restitution is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on the Schedule of Payments may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

- The court has determined that the defendant does not have the ability to pay interest and it is ordered that:
- The interest requirement is waived.
- The interest requirement is modified as follows:

**COURT APPOINTED COUNSEL FEES**

- The defendant shall pay court appointed counsel fees.
- The defendant shall pay \$\_\_\_\_\_ towards court appointed fees.

Defendant: LANE ARNOLD BOEHLKE  
Case Number: 2:05mj218

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## RESTITUTION PAYEES

The defendant shall make restitution to the following payees in the amounts listed below:

<u>NAME OF PAYEE</u>	<u>AMOUNT OF RESTITUTION ORDERED</u>
Dept. Of the Interior, U. S. Fish and Wildlife Service	\$43.75

- The defendant is jointly and severally liable with co-defendants for the total amount of restitution.  
 Any payment not in full shall be divided proportionately among victims.